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4 UNITED STATES DISTRICT COURT
5 EASTERN DISTRICT OF WASHINGTON

6 KYLE ROBERT SICKELS,

7 Petitioner,

8 v.

9 STATE OF WASHINGTON,

10 Respondent.

NO: 4:20-CV-5022-TOR

ORDER OF DISMISSAL WITHOUT
PREJUDICE

11 On February 10, 2020, Petitioner submitted a *pro se* Petition for Writ of
12 Habeas Corpus under 28 U.S.C. § 2254, without paying the \$5.00 filing fee or
13 seeking leave to proceed *in forma pauperis*. ECF No. 1. On February 10, 2020, the
14 Clerk of Court sent Petitioner a letter advising him that he must either pay the \$5.00
15 filing fee or submit an Application to Proceed Without Payment of Fees and
16 Affidavit. ECF No. 2. The Clerk of Court provided a form Application to Proceed
17 Without Payment of Fees and Affidavit. ECF No. 2-1. Petitioner did not comply.

18 On March 13, 2020, this Court ordered Petitioner to submit a completed *in*
19 *forma pauperis* application within twenty-one (21) days of the date of that Order. In
20 the alternative, Petitioner was advised that he must pay the full \$5.00 filing fee.

1 Petitioner was advised that his failure to do so would result in the dismissal of this
2 case. Petitioner has neither paid the filing fee nor sought in forma pauperis status.

3 Accordingly, **IT IS HEREBY ORDERED:**

- 4 1. This action is **DISMISSED** without prejudice for failure to comply with the
5 filing fee or in forma pauperis requirements of 28 U.S.C. §§ 1914 and 1915.
6 2. The Court certifies any appeal of this dismissal would not be taken in good
7 faith.

8 The Clerk of Court is directed to enter this Order, enter judgment, forward a copy
9 to Plaintiff and **close** the file.

10 **DATED** April 6, 2020.



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Thomas O. Rice
THOMAS O. RICE
Chief United States District Judge